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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,
11 *ex rel.* MARY HENDOW and
JULIE ALBERTSON,

12 Plaintiffs, No. CIV S-03-0457 GEB DAD

13 v.

14 UNIVERSITY OF PHOENIX,

15 Defendant. ORDER

16 _____ /
17 This case came before the court on April 17, 2009, for hearing on defendant's
18 motion for a protective order with respect to the noticed deposition of Dr. John Sperling, the
19 founder of the University of Phoenix and Executive Chairman of the Board of University's
20 parent company, Apollo Group, Inc. (Doc. No. 221). Michael Rubin and Peter E. Leckman
21 appeared for the relators. Kristopher P. Diulio appeared for defendant.

22 For the reasons stated in open court, defendant's motion for a protective order
23 (Doc. No. 221) was granted in part and otherwise denied. The deposition of Dr. Sperling will be
24 limited to five hours with appropriate breaks to be taken. The parties are directed to meet and

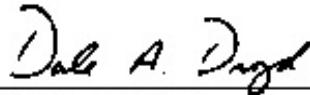
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1 confer and, if possible, reach agreement with respect to whether the deposition may be taken in
2 San Francisco and whether it will conducted over one or two days.

3 IT IS ORDERED.

4 DATED: May 14, 2009.

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7 DALE A. DROZD
8 UNITED STATES MAGISTRATE JUDGE

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